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Dated: May 28, 2004

Signature:

Brenda Campbell
(Brenda Campbell)

IFK 1652
Docket No.: 246152002603
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Robert F.M. VAN GORCOM et al.

Application No.: 10/079,709

Confirmation No.: 9896

Filed: February 19, 2002

Art Unit: 1652

For: CLONING AND EXPRESSION OF
MIRCOBIAL PHYTASE

Examiner: D. Steadman

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the restriction requirement set forth in the Office Action mailed April 1, 2004, Applicant hereby provisionally elects Group I, claims 32-43 and 47, for continued examination, without traverse. Applicant files herewith a petition and fee for a one-month extension of time. Accordingly, this request is timely filed.

In the unlikely event that the transmittal form is separated from this document and the Patent Office determines that an extension and/or other relief is required, Applicant petitions for any required relief including extensions of time and authorize the Commissioner to charge the cost of

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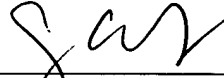
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such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing 246152002603. However, the Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Dated: May 28, 2004

Respectfully submitted,

By



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